



**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**KENNETH EDWARD BARBOUR,** )  
**Plaintiff,** )

**v.** )

**AUSTRALOPITHECUS STANFORD,** )  
**et al.,** )  
**Defendants.** )

**Civil Action No. 7:10-cv-00146**

**ORDER**

**By: Hon. James C. Turk**  
**Senior United States District Judge**

In accordance with the memorandum opinion entered this day, it is hereby

**ORDERED**

the complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915(g), and the  
action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to plaintiff.

**ENTER:** This 26<sup>th</sup> day of April, 2010.

*[Signature]*  
\_\_\_\_\_  
Senior United States District Judge